

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND

BRADLEY SMITH, an individual,	)	
	)	
Plaintiff Pro Se,	)	
	)	
vs.	)	Case No. 1:16-cv-00144-S-LDA
	)	
DEBORAH GARCIA,	)	
	)	
Defendant,	)	
	)	
and	)	
	)	
MYVESTA FOUNDATION,	)	
	)	
Defendant-Intervenor.	)	

**THIRD AFFIDAVIT OF PAUL ALAN LEVY**

1. My name is Paul Alan Levy. I am lead counsel for intervenor Myvesta Foundation.

2. After the hearing on Myvesta's motion for leave to intervene, I contacted the process server identified on the receipt for the filing fee to ask about where that company received the papers to be served, and how the fees had been paid. I spoke with a man who identified himself as "Jack." Jack told me that he had received the papers from a company. He sent me a copy of an email to which a paper for filing had been attached, as well as an email exchange with that sender. A copy of those emails, from someone named "Gerald Feinstein" with a company called "Annuity Sold," is attached as Exhibit 7 (the numbering is sequential to my previous affidavits).

3. Jack told me that the filing fee had been paid with a check written on his company's account, but that the funds had been paid to **his** company by a check sent by his company's customer. A copy of Jack's email forwarding the check, and of the check, showing that it was written on an account belonging to RIR1984 LLC, is attached as Exhibit 8.

4. Pursuant to the Court's redaction rules, I have blacked out the routing and account numbers from the check included in Exhibit 8. However, I compared the account number on the check with the account number into which Rescue One Financial's payments were to be made to RIR1984, under the search engine optimization contract that is attached to my Supplemental Affidavit as Exhibit 4 (where the numbers are also redacted). The account numbers are identical.

Pursuant to 28 U.S.C. § 1746, I hereby certify under penalty of perjury that the foregoing is true and correct. Executed on November 21, 2016.

/s/ Paul Alan Levy

Paul Alan Levy

## Paul Alan Levy

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**From:** Countrywide Process <[REDACTED]@gmail.com>  
**Sent:** Thursday, November 17, 2016 2:26 PM  
**To:** Paul Alan Levy  
**Subject:** Fwd: rhode island  
**Attachments:** ao440 (1).pdf

----- Forwarded message -----

**From:** Gerald Feinstein <[REDACTED]@annuitiesold.com>  
**Date:** Mon, Mar 14, 2016 at 11:43 AM  
**Subject:** rhode island  
**To:** Jack Demirchyan <[REDACTED]@gmail.com>

Gerald W. Feinstein  
Research Director



C: 410.861.7738  
D: 202.888.7861  
F: 202.449-8485

Countrywide Process, LLC.  
5437 Laurel Canyon Blvd. Suite 112  
Valley Village, CA. 91607  
818 980-7378 Office | 888 900-8312 E-FAX  
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Levy Third Affidavit  
Exhibit 7

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**Paul Alan Levy**

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**From:** [REDACTED]@gmail.com on behalf of CWProcess <[REDACTED]@gmail.com>  
**Sent:** Thursday, November 17, 2016 4:23 PM  
**To:** Paul Alan Levy  
**Subject:** Fwd: RHODE ISLAND CASE  
**Attachments:** civil-cover-sheet-rhode-island (1).pdf

----- Forwarded message -----

**From:** Gerald Feinstein <[REDACTED]@annuitiesold.com>  
**Date:** Thu, Mar 3, 2016 at 7:08 AM  
**Subject:** Re: RHODE ISLAND CASE  
**To:** CWProcess <[REDACTED]@gmail.com>

cover sheet attached, will forward summons when given to me

**Gerald Feinstein**

*annuity***SOLD**

C: 410.861.7738  
D: 202.888.7861  
F: 202.449-8485

On Thu, Mar 3, 2016 at 10:04 AM, CWProcess <[REDACTED]@gmail.com> wrote:  
We are missing the Summons & the civil cover sheet.

Best Regards  
Jack Demirchyan



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# Los Angeles County Superior Court E-FILING



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Best Regards  
Jack Demirchyan



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**Paul Alan Levy**

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**From:** Countrywide Process <[REDACTED]@gmail.com>  
**Sent:** Thursday, November 17, 2016 3:18 PM  
**To:** Paul Alan Levy  
**Subject:** Re: rhode island  
**Attachments:** NCC-289285.pdf; CC-289285.pdf; 289285-Conformed Copies.pdf; 289285 - deposit.pdf

Attached is all we have as far as documents are concerned, as for the filing fee, we paid the filing fee after receiving clients check (also attached)

Not to be rude but this research has taken quite a bit of my time so i hope you take this the wrong way but I hope we are done.

Jack

On Thu, Nov 17, 2016 at 11:42 AM, Paul Alan Levy <[plevy@citizen.org](mailto:plevy@citizen.org)> wrote:

Thanks.

A couple of questions if I may. This is a civil cover sheet. I assume that the same person ALSO provided you with the attached complaint, consent motion and proposed consent order?

The filing fee was paid by check. Did your company deliver a check that someone else gave you for delivery (if so, did you retain a copy of what you were filing)? Or, did YOU write a filing-fee check, using funds paid to your company?

Paul Alan Levy

Public Citizen Litigation Group

1600 20th Street, NW

Washington, D.C. 20009

(202) 588-7725

<http://www.citizen.org/Page.aspx?pid=396>

Twitter: @paulalanlevy

Public Citizen Foundation participates in the Combined Federal Campaign with the CFC Code 11168

Levy Third Affidavit  
Exhibit 8

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1102

7-11526

2/24/16  
*Date*

RIR1984 LLC  
300 RED BROOK BLVD SUITE 300  
OWINGS MILLS, MD 211175158

Pay to the order of *Cowen & Pines* \$ *525*  
*Five hundred twenty five* ~~xx~~ *dollars* ☒ Cash

*For Rhonda David*  
M&T Bank

*[Signature]*

AP